

PATENT
Attorney Docket No. 040894-7204-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Yoko MATSUZAWA et al.)	Confirmation No.: 9611
)	
Application No.: 10/530,198)	Group Art Unit: 1654
)	
Filed: April 4, 2005)	Examiner: AUDET
)	
For: FINE SPHERICAL PARTICLES WITH)	Date: February 25, 2009
SATISFACTORY MOLECULAR)	
ORIENTATION, SPHERICAL MICRO-)	
CAPSULES COMPRISING THE SAME,)	
AND PROCESSES FOR PRODUCING)	
THESE)	

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(d)

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314 – MAIL STOP AMENDMENT

Sir:

Pursuant to 37 C.F.R. 1.56 and 1.97(d), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449 form. This Second Supplemental Information Disclosure Statement is being filed after the events recited in § 1.97(c) but, to the undersigned's knowledge, before the mailing date of a Notice of Allowance and the payment of the issue fee. The Commissioner is hereby authorized to charge **\$180.00**, as specified by § 1.17(p), to Deposit Account No. 50-0310 for this Supplemental Information Disclosure Statement under the provisions of 37 C.F.R. § 1.97(d).

The documents included in this Supplemental Information Disclosure Statement were recently discussed the previous amendment; the Examiner requested copies of the references

for consideration. Applicants respectfully request that the Examiner initial and return the Form PTO-1449, indicating that the information has been considered and made of record herein.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." Applicants reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully Submitted,
Morgan Lewis & Bockius LLP



Date: **February 25, 2009** By:
Morgan Lewis & Bockius LLP
Customer No. **09629**
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Tel. No.: 202-739-3000

Mark J. Sullivan
Registration No. 54,478
Tel. No.: (202) 739-3000
Fax No.: (202) 739-3001